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Gr. 1800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

To GFR
9-15-93
BW

Applicants: David C. Ward et al.)
Serial No.: 07/130,070)
Filing Date: December 7, 1987)
For: MODIFIED NUCLEOTIDES AND)
METHODS OF PREPARING)
AND USING SAME)

Group Art Unit: 1807

Examiner: Ardin Marschel,

Ph.D

575 Fifth Avenue
New York, New York
August 27, 1993

FILED IN PERSON

Hon. Commissioner of Patents & Trademarks
Washington, D.C. 20231

Attention: **CLERK, GROUP 1800 - BOX AF**

COMMUNICATION IN CONNECTION WITH
JULY 30, 1993 AMENDMENT
UNDER 37 C.F.R. §1.116

Dear Sir or Madam:

Applicants' undersigned attorney of record hereby transmits (attached as "Exhibit A hereto") a copy of their Amendment Under 37 C.F.R. §1.116 that was filed in person on July 30, 1993 with Group 1800 in connection with the above-identified application. The July 30, 1993 Amendment was filed in response to the May 18, 1993 (final) Office Action. As evidence of the July 30, 1993 filing, the undersigned is also furnishing a copy of the return postcard (attached as Exhibit B hereto). A copy of this Communication including attached Exhibits A and B is also being hand-delivered to Examiner (Dr.) Ardin Marschel, Group Art Unit 1807.

This Communication follows a couple of telephone conversations held this date (August 26, 1993) between the undersigned and Examiner Marschel (Tel. 703-308-3893). The undersigned initiated the first telephone call in which he inquired whether authorization for any extension of time fees should be made through a telephonic conference, or by filing a formal extension request. Dr. Marschel indicated that he did not recall ever having received the application file from the clerk of Group

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1800 with the July 30, 1993 response, or any notice that a response had been filed on July 30, 1993. Dr. Marschel added that he would check the application file to determine whether the July 30, 1993 response was ever entered in the file. Shortly thereafter, Dr. Marschel telephoned the undersigned to confirm that the application file did not contain the July 30, 1993 response, and to suggest that a copy of the filed response and the stamped return postcard be submitted to the clerk of Group 1800, with a copy sent or faxed to him. Dr. Marschel added that a formal request for an extension of time should probably be submitted at this time.

By furnishing a copy of the July 30, 1993 Amendment (Exhibit A) and the stamped return postcard (Exhibit B), Applicants and their attorney trust that this matter will be satisfactorily resolved by appropriate internal procedures in the Patent Office so that the response (Amendment) is properly entered into the record for proper consideration by the Examiner.

No fee is believed due in connection with this Communication. In the event that any fee is due, however, authorization is hereby given to charge the amount of any such fee to Deposit Account 05-1135, or to credit any overpayment thereto.

Filed concurrently with this Communication is a Request for a One-Month Extension of Time and authorization for the fee therefor.

If any further information is required in connection with this Communication or the July 30, 1993 Amendment, the undersigned may be contacted by telephone at (212) 856-0876 to discuss the matter.

Early and favorable action on this Communication and on Applicants' July 30, 1993 Amendment Under 37 C.F.R. §1.116 is earnestly solicited.

Respectfully submitted,



Ronald C. Fedus
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Attorney for Applicants

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